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PART III—SECTION 3

Notifications relating to Minor Administrations

HIMACHAL PRADESH GOVERNMENT

NOTIFICATION

Simla 4, the 27th September 1954

No. LA109-171/52-I—In exercise of the powers conferred by section 12 of the Himachal Pradesh Legislative Assembly Salaries and Allowances Act, 1952 the Government of Himachal Pradesh is pleased to make the following rules :—

- (i) These rules may be called Himachal Pradesh Legislative Assembly Salaries and Allowances Rules, 1953.
- (ii) They shall come into force with effect from the 24th March 1952.
2. In these rules, unless there is anything repugnant in the subject or context,—
 - (a) "Act" means Himachal Pradesh Legislative Assembly (Salaries and Allowances) Act, 1952.
 - (b) "Day" means a calendar day beginning and ending at midnight.
 - (c) The words and expressions used in the Act and not defined in these rules shall have the meanings assigned to them in the Act.
3. A member of the Legislative Assembly who is required to leave his usual place of residence, for the purpose of attending a meeting of the Assembly or transacting other business connected with his duties as a member, may draw,
 - (i) If the usual place of residence of a member is outside the station, he will be entitled to draw travelling allowance to and from the place at which the Assembly meets or other business is transacted from and to the headquarters of his constituency or from and to his usual place of residence, whichever is less.
 - (ii) The allowances are admissible to a member who leaves his usual place of residence for the purpose of attending a meeting of the Legislative Assembly or of transacting other business connected with any sub-committee of the Assembly or meeting authorised by the Assembly.
 - (iii) Resignation from members shall be deemed to involve a loss of right of travelling allowance for the journey to the place of his residence if the journey was performed after resignation took place.

"Note.—"Usual place of residence" means the place where a member generally resides for at least six months in the year. If the usual place of residence of a member is outside Himachal Pradesh the travelling allowance will be calculated as from and to the headquarters of the constituency from which he is elected or the usual place of residence whichever is less.

"Explanation 1.—"Headquarters of a Constituency" shall be interpreted as under—

- (a) in the case of constituency comprising a part of district it shall mean the place by which the constituency is known;

- (b) in the case of constituency consisting of parts of more than one District it shall mean the headquarters of any of such Districts.

"Explanation 2.—Members whose headquarters of constituency or usual place of residence fall within a radius of 5 miles from the place of meeting of the Assembly or any other meeting authorised by the Assembly will not be entitled to any mileage or daily allowance".

4. (1) For intermediate absence, for less than 10 days during the course of a session or before the completion of the business, a member will be entitled to draw (a) if he remains at the place, with the permission of Speaker, where the Assembly meets or other business transacted, daily allowance for that period at Rs. 15 per day and (b) if he leaves the station he will be entitled to :—

A single first class fare from the place where the Assembly meets to the Headquarter of his constituency or place of his residence and back.

- (2) For absence of the duration of more than 10 days no allowance of any kind will be admissible.

5. When there is an interval of not more than a week before the termination of the meetings of a session or committee and the commencement of another committee or session at the same place, both of which a member is required to attend, and when such a member remains at the place during the interval he will be entitled to draw daily allowance permissible to him.

If, however, such a member leaves the place during the interval, his absence will be treated as an intermediate absence.

6. For the purpose of calculating travelling allowance, a journey between two stations shall be deemed to have been performed by the shortest of two or more practicable routes, or by such routes as may be equally short.

7. A member who claims any travelling or other allowance under these rules shall support his claim by a certificate to the effect that for the journey or the period to which the claim relates, he has drawn no allowance of the like kind from any other official source.

8. The Speaker when he undertakes a journey by rail for the purpose of assuming or relinquishing office shall be entitled to draw travelling allowance for himself and members of his family and charges incurred for transport of his and his family's effects at the rates admissible to 1st grade officers.

9. The Speaker when he undertakes a journey by road or steamer for the purpose of assuming or relinquishing office shall be entitled to receive his actual travelling expenses for himself and the members of his family and the charges incurred for the transport of his and his family's effects provided he appends to his bill a certificate to the following effect :—

"I certify that I have actually paid the amount of this bill and that it does not include any charge for the freight of any stores or goods, other than my or my family's personal effects or any charge for refreshments".

10. The Speaker when he undertakes a journey by rail on duty shall be entitled to draw travelling allowance for

himself and charges incurred for transport of his personal luggage at the maximum rates permissible to 1st grade officers.

"Note.—The nature of journeys to be treated as "on duty" in the case of a Speaker is detailed below :—

- (a) A journey from or to his home in case he is residing elsewhere than the headquarters of the Assembly to preside over the Assembly.
- (b) A journey to attend a conference of Speakers of Assemblies in India.
- (c) A visit to venue of some other Assembly, Council or Legislature within India to study its procedure etc.
- (d) Journey to attend official functions to which he has been invited by Government.
- (e) Such other journeys of the same nature as might be certified by Government to have been performed in the discharge of duty.

11. The Speaker when he undertakes a journey by road or steamer on duty shall be entitled to receive his actual travelling expenses.

See Note below rule 10 above.

12. The Deputy Speaker will be entitled to draw his actual travelling expenses for the journey from and to the place at which the Assembly meets or other business is transacted to and from the headquarter of his constituency or his place of residence during short intervals lasting for less than 10 days during the course of a session or before the completion of the business.

CHET RAM

Secretary Legislative Assembly

GOVERNMENT OF KUTCH

NOTIFICATIONS

Bhuj, the 5th October 1954

No. S-14/53—The Comptroller, Saurashtra, Rajkot having certified his title to leave, the Chief Commissioner for Kutch is pleased to grant Shri J. J. Nanavaty, Education Officer, Kutch earned leave for forty days with effect from 28th October 1954 to 6th December 1954 with permission to prefix four Diwali holidays from 24th October 1954 to 27th October 1954 thereto.

2. Shri D. V. Thacker, Assistant Education Officer will hold the routine charge of the current duties of post of Education Officer, Kutch in addition to his own duties, during absence of Shri Nanavaty on leave.

By order

S. B. PATIL

Secretary to the Chief Commissioner for Kutch

Bhuj, the 13th October 1954

No. S-199/54—In exercise of the powers vested in him under F.R. 20, the Chief Commissioner for Kutch is pleased to order that Sarvashri N. Y. Samarth, B.A., L.S.G.D. and H. S. Chhaya, B.Sc., LL.B., Deputy Collectors in Kutch be deputed for training in settlement work at Poona for two months with effect from 18th October 1954. During the period of their training in Poona Sarvashri Samarth and Chhaya will be considered as on duty and will draw pay, allowances and other incidental expenses, as admissible under the Rules, from the Government of Kutch.

By order

S. B. PATIL

Secretary to the Chief Commissioner for Kutch

Bhuj, the 13th October 1954

No. S-248/54—Reference item 11 of this Government Notification No. S-182/53, dated 2nd February 1954.

2. The Chief Commissioner for Kutch, in exercise of the powers delegated to him under the Ministry of States Notification No. 36-S, dated 10th March 1953, is pleased to confirm Shri Purshottam V. Thacker as Head Clerk to the Collector Kutch in a substantive permanent capacity.

3. Shri Thacker will continue to remain seconded to the post of Block Development Officer, Abdasa, National Extension Service Development Block.

By order

S. B. PATIL

Secretary to the Chief Commissioner for Kutch

GOVERNMENT OF MANIPUR Revenue and Finance Departments

NOTIFICATION

Imphal, the 1st October 1954

No. R/58/51/57—In exercise of the power conferred upon him by Section 4(b) of the Assam Land and Revenue Regulation, 1886, as applied to Manipur, the Chief Commissioner of Manipur is pleased to except the areas included within the jurisdiction of the Imphal Town Fund from the operation of Chapter II of the Regulation.

P. C. DEB

Chief Secretary to the Govt. of Manipur

GOVERNMENT OF AJMER Home and Services Department

NOTIFICATIONS

Ajmer, the 12th October 1954

I

No. GA(4)/25/54-H&S—In exercise of the powers conferred by sub-section (2) of section 137 of the Civil Procedure Code, 1908 (Act V of 1908) the Chief Commissioner, Ajmer hereby directs that with effect from the 2nd October 1954, Hindi shall be the language of the Court for the purposes of the said Code in all the Courts in the State of Ajmer other than the Court of the Judicial Commissioner and that applications to and proceedings in such Courts shall be written in the Deonagri script.

This cancels all previous orders on the subject.

By order of the Chief Commissioner

A. SEN

I.A.S.

Chief Secretary

Ajmer, the 12th October 1954

II

No. GA(4)/25/54-H&S—In exercise of the powers conferred by section 558 of the Criminal Procedure Code 1898 (Act V of 1898) the Chief Commissioner, Ajmer hereby directs that with effect from the 2nd October 1954 and for the purposes of the said Code Hindi shall be deemed to be the language of the Court in all the Courts in the State of Ajmer other than the Court of the Judicial Commissioner.

This cancels all previous orders on the subject.

By order of the Chief Commissioner

A. SEN

I.A.S.

Chief Secretary

Labour Department

Ajmer, the 12th October 1954

No. 5/4/54-Lab—In exercise of the powers conferred by section 11 of the Weekly Holidays Act, 1942 (XVIII of 1942) read with the Government of India, late Department of Labour Notification No. L4006, dated the 9th November 1942, the Chief Commissioner, Ajmer is hereby pleased to exempt from the provisions of the said Act every shop, not being a shop owned in partnership or by a limited company in which (i) only retail trade or business is carried on, and (ii) the shop-keeper does not employ any person other than his wife or children.

By order

P. N. SETH

Deputy Secretary

Development Department CORRIGENDUM

Ajmer, the 12th October 1954

No. H(6)/76/53-Dev—The words "16-Days" occurring in this Department Notification of even number, dated the 18th August 1954 may be substituted by the words "15-days".

A. SEN

I.A.S.

Chief Secretary

CUSTODIAN OF EVACUEE PROPERTY, AJMER
OFFICE OF THE DISTRICT MAGISTRATE STATE OF
AJMER

NOTIFICATION

Ajmer, the 30th September 1954

No. R.1004/IX-4—In exercise of the powers conferred upon me under sub-section (3) of Section 7 of the Administration of Evacuee Property Act 1950, I, Shri K. C. Sugani, Sub-Divisional Officer and Assistant Custodian of Evacuee Property (Rural) Ajmer notify for general information a list of evacuee property specified in the Schedule annexed hereto which has vested in me.

Schedule

Serial No.	Description of the Property	Locality
1	Seven Mangoes trees situate	Kale Boa.
2	One Pupal tree situate	Kale Boa.
3	One Gular tree situate	Kale Boa.
4	One Mango tree situate	Lal Boa.
The above Property belonging to Shri Kaley Khan S/o Ramzan Khan R/o Inder Kat, Ajmer, Now at Pakistan.		

K. C. SUGANI

Sub-Divisional Officer

and Assistant Custodian of Evacuee Property, Ajmer

NOTIFICATION

Ajmer, the 29th October 1954

No. C.12052-58—In exercise of the powers conferred upon me by rule 4.48 of the Ajmer State Motor Vehicles Rules 1940, I hereby order that the place specified below shall only be used as a stand or halting place at Kekri for taking up or setting down of passengers by public service vehicles.

“Compound of the Victoria Dharmashala under the Management of the Municipal Committee, Kekri, measuring about 182 feet in length and 151 feet in breadth situated near Government Hospital Kekri.”

I further unconditionally prohibit under the aforesaid rule, taking up or setting down of passengers from roadsides or from any other place within the Kekri Municipal area.

This order will come into force from the date of its publication in the Gazette of India.

A. K. MUSTAFY

District Magistrate, Ajmer

